

PHILIPPINES

a. SUMMARY OF CLAIMS

TYPE	DATE	SOURCE	LIMITS	NOTES
I. TERRITORIAL SEA	Jun 61	Republic Act No. 3046	Varies; up to 285nm from arch. base-lines	Claimed "historical" territorial waters based on Treaty of Paris (1898), US-Spain Treaty (1900) and US-UK Treaty (1930). This claim is not recognized by the U.S. U.S. protested claim in 1986.
	Jan 73	Constitution		Claimed all waters "around, between, and connecting the islands of the archipelago, irrespective of their breadth and dimensions," as internal waters, from which territorial sea is measured. This claim is not recognized by the U.S.
II. ARCHIPELAGIC, STRAIGHT BASELINES, & HISTORIC CLAIMS	Jun 61	Republic Act No. 3046		Established straight baselines creating archipelagic system. This claim is not recognized by the U.S. U.S. protested claim in 1961, 1969, and 1986 and conducted operational assertions 1979-94.
	Sep 68	Republic Act No. 5446		Technical amendments to system.
	Jun 78	Presidential Decree No. 1596		Declared 33 islands, cays, shoals and reefs contained in a delimited area (Kalayaan) of the Spratly Islands to be Philippine territory. This claim is disputed by China, Taiwan, Vietnam and Malaysia. The U.S. takes no position on the validity of the disputed claims to the Spratly Islands.
IV. CONTINENTAL SHELF	Aug 49	Petroleum Act of 1949	EXP	Claimed ownership of hydrocarbon resources on and in continental shelf.
	Mar 68	Presidential Proclamation No. 370		
V. FISHING ZONE/EEZ	May 75	Presidential Decree No. 704	200nm	EEZ and fishing zone: claimed exclusive jurisdiction over artificial islands, installations and structures, and over scientific research.
	Jun 79	Presidential Decree No. 1599		
VI. ENVIRONMENTAL REGULATION	Jun 79	Presidential Decree No. 1599	200nm	Exclusive jurisdiction for prevention and control claimed within EEZ.

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VIII. LOS CONVENTION	Dec 82			Signed.
	May 84			Ratified the Treaty with a declaration preserving its rights under the Treaty of Paris of 1898, Treaty of Washington of 1930, and the Mutual Defense Treaty of 1951; asserted sovereignty over archipelagic sealanes and that archipelagic waters in general are similar to internal waters.
	Nov 94			Signed Part XI Agreement, subject to ratification.

b. DOMESTIC LEGISLATION AND REGULATIONS

1. STRAIGHT BASELINES

A. LEGISLATION. Following are extracts from Act No. 3046 of June 1961 (as amended by Act No. 5446 of September 1968), establishing the Philippine straight baseline system:

	N. LATITUDE	E. LONGITUDE	AZIMUTH	DISTANCE (m)
Y'ami Island (E) Line 1 (Y'ami I. (E) -Tumaruk Rk.)	21°07'03"	121°57'24"	353°27'	71,656
Tumaruk Rk. Line 2 (Tumaruk Rk. -Balintang Is.)	20°28'28"	122°02'06"	353°13'	58,105
Balintang Islands Line 3 (Balintang Is. -Didicas Rk.)	19°57'45"	122°09'28"	357°05'	97,755
Didicas Rk. Line 4 (Didicas Rk.- Iligan Pt.)	19°04'50"	122°12'18"	350°39'	86,155
Iligan Pt. Line 5 (Iligan Pt.- Ditolong Pt.)	18°18'45"	122°20'15"	351°23'	136,030
Ditolong Pt. Line 6 (Ditolong Pt.- Diviuisa Pt.)	17°05'50"	122°31'44"	16°56'	34,378
Diviuisa Pt. Line 7 (Diviuisa Pt.- Dijohan Pt.)	16°48'00"	122°26'06"	21°01'	57,781
Dijohan Pt. Line 7a (Dijohan Pt.- Bulubalik Pt.)	16°18'45"	122°14'28"	10°52'	142,360

Bulubalik Pt. Line 8 (Bulubalik Pt.- Tinaga I.)	15°02'56"	121°59'30"	300°15'	120,986
Tinaga I. Line 9 (Tinaga I.- Horadaba Rks.)	14°29'45"	122°57'40"	286°27'	148,690
Horadaba Rks. Line 10 (Horadaba Rks.- Matulin Rk.)	14°06'41"	124°16'54"	306°34'	1,083
Matulin Rk. Line 11 (Matulin Rk.- Atalaya Pt.)	14°06'20"	124°17'23"	331°46'	178,480
Atalaya Pt. Line 11a (Atalaya Pt.- Finch Rk.)	12°40'59"	125°04'02"	313°30'	22,268
Finch Rk. Line 12 (Finch Rk.- SE of Manjud Pt.)	12°32'40"	125°12'57"	313°56'	12,665
SE Manjud Pt. Line 12a (SE of Manjud Pt.-Sora Cay)	12°27'54"	125°17'59"	322°27'	14,225
Sora Cay Line 13 (Sora Cay- Bunga Pt.)	12°21'47"	125°22'46"	321°03'	22,793
Bunga Pt. Line 13a (Bunga Pt.- Tubabao I.)	12°12'10"	125°30'40"	331°50'	12,686
Tubabao I. Line 14 (Tubabao I.- Tugnug Pt.)	12°06'06"	125°33'58"	355°22'	83,235
Tugnug Pt. Line 15 (Tugnug Pt.- Suluan I.)	11°21'06"	125°37'40"	331°03'	75,326
Suluan Island Line 16 (Suluan I.- Tuason Pt.)	10°45'20"	125°57'40"	347°51'	107,070
Tuason Pt. Line 17 (Tuason Pt.- Cauit Pt.)	9°48'33"	126°10'00"	355°25'	55,415
Cauit Pt. Line 18 (Cauit Pt.- Arangasa Is.)	9°18'35"	126°12'25"	342°44'	49,703
Arangasa Is. Line 19 (Arangasa Is.- Quinablangan I.)	8°52'50"	126°20'28"	348°40'	131,330

Quinablanagan I. Line 19a (Quinablanagan I.-above Languyan R.)	7°42'58"	126°34'30"	353°08'	25,619
Above Languyan R. Line 20 (Above Languyan R.-Pusan Pt.)	7°29'10"	126°36'10"	356°52'	22,489
Pusan Pt. Line 21 (Pusan Pt.- Tugubun Pt.)	7°16'59"	126°36'50"	26°39'	36,259
Tugubun Pt. Line 22 (Tugubun Pt.- Cape S. Agustin)	6°59'24"	126°28'00"	20°33'	83,350
Cape San Agustin (N) Line 22a (Cape S. Agustin (N) -Cape San Agustin (S))	6°17'03"	126°12'08"	30°16'	1,707
Cape San Agustin (S) Line 23 (Cape S. Agustin (S)-Panguil Bato Pt.)	6°16'15"	126°11'40"	39°23'	125,100
Panguil Bato Pt. Line 23a (Panguil Bato Pt.-Tapundo Pt.)	5°23'45"	125°28'42"	66°32'	7,484
Tapundo Pt. Line 24 (Tapundo Pt. -Manamil I.)	5°22'08"	125°24'59"	89°19'	7,667
Manamil I. Line 24a (Manamil I.- Balut I. (W))	5°22'05"	125°20'50"	139°01'	3,051
Balut I. (W) Line 25 (Balut I. (W)- Middle of 3 Rk. Awash)	5°23'20"	125°19'45"	124°47'	149,840
Middle of 3 Rk. Awash Line 26 (Middle of 3 Rk. Awash-Tongquil I.)	6°09'39"	124°13'02"	86°18'	259,400
Tongquil I. Line 27 (Tongquil I.- Sumbasumba I.)	6°00'15"	121°52'45"	61°29'	115,950
Sumbasumba I. Line 28 (Sumbasumba I.- Kinapusan Is.)	5°30'10"	120°57'35"	43°19'	44,445
Kinapusan Is. Line 29 (Kinapusan Is.- Manuk Manka I.)	5°12'37"	120°41'05"	63°14'	101,290
Manuk Manka I. Line 30 (Manuk Manka I.- Frances Reef)	4°47'50"	119°52'10"	58°30'	80,847

Frances Reef Line 31 (Frances Reef- Bajapa Reef)	4°24'54"	119°14'54"	134°34'	29,330
Bajapa Reef Line 32 (Bajapa Reef- Pangan I.)	4°36'04"	119°03'36"	164°05'	13,480
Pangan I. Line 33 (Pangan I.- Omapoy I.)	4°43'06"	119°01'36"	238°48'	42,470
Omapoy I. Line 34 (Omapoy I.- Sanga-Sanga I.)	4°55'02"	119°21'15"	246°11'	51,005
Sanga-Sanga I. Line 35 (SangaSanga I.- Pearl Bank)	5°06'12"	119°46'30"	170°05"	80,200
Pearl Bank Line 36 (Pearl Bank- Baguan I.)	5°49'04"	119°39'01"	103°13'	137,050
Baguan I. Line 36a (Baguan I.- Taganak I.)	6°06'00"	118°26'42"	76°52'	15,535
Taganak I. Line 37 (Taganak I.- Gt. Bakkungaan)	6°04'05"	118°18'30"	118°39'	24,805
Gt. Bakkungaan Line 371 (Gt. Bakkungaan- Sibaung I.)	6°10'32"	118°06'42"	136°04'	18,470
Sibaung I. Line 38 (Sibaung I.- Muligi I.)	6°17'45"	117°59'45"	215°36'	79,915
Muligi I. Line 39 (Muligi I.- Mangsee Is.)	6°53' 00"	118°25'00"	119°14'	140,541
Mangsee Is. Line 39a (Mangsee Is.- Cape Melville)	7°30'10"	117°18'20"	134°50'	48,815
Cape Melville Line 40 (Cape Melville- Ligas Pt.)	7°48'50"	116°59'30"	153°54'	15,665
Ligas Pt. Line 41 (Ligas Pt.-Cay)	7°56'28"	116°55'45"	170°40'	5,666
Cay Line 41a (Cay-Secam I.)	7°59'30"	116°55'15"	204°52'	22,925
Secam I. Line 42 (Secam I.- N. of Canipan Bay)	8°10'47"	117°00'30"	209°09'	54,990

N. of Canipan Bay Line 43 (N. of Canipan Bay- Tatub Pt.)	8°36'50"	117°15'06"	218°57'	18,570
Tatub Pt. Line 44 (Tatub Pt.- Punta Baja)	8°44'40"	117°21'28"	222°04'	45,125
Punta Baja Line 45 (Punta Baja- Malapackun I.)	9°02'50"	117°37'58"	223°30'	32,195
Malapackun I. Line 46 (Malapackun I.- Piedras Pt.)	9°15'30"	117°50'04"	225°50'	148,260
Piedras Pt. Line 47 (Piedras Pt.- Tapiutan I.)	10°11'28"	118°48'18"	203°19'	124,900
Tapiutan I. Line 48 (Tapiutan I.- Pinnacle Rk.)	11°13'40"	119°15'28"	208°47'	136,590
Pinnacle Rk. Line 49 (Pinnacle Rk.- Cape Calavite)	12°18'34"	119°51'45"	200°40'	134,230
Cape Calavite Line 50 (Cape Calavite- Cabra I.)	13°26'40"	120°18'00"	148°12'	58,235
Cabra I. Line 51 (Cabra I.- Caponos Is.)	13°53'30"	120°00'58"	179°26'	113,400
Caponos Is. Line 52 (Caponos Is.- Palauig Pt.)	14°55'00"	120°00'20"	168°09'	58,100
Palauig Pt. Line 53a (Palauig Pt.- Hermana Mayor I.)	15°25'50"	119°53'40"	164°17'	40,870
Hermana Mayor I. Line 53a (Hermana Mayor I.- Tambobo Pt.)	15°47'10"	119°47'28"	167°10'	20,490
Tambobo Pt. Line 54 (Tambobo Pt.- Rena Pt.)	15°58'00"	119°44'55"	181°43'	22,910
Rena Pt. Line 54a (Rena Pt.- Cape Bolinao)	16°10'25"	119°45'18"	191°39'	18,675
Cape Bolinao Line 55 (Cape Bolinao- Darigayos Pt.)	16°20'20"	119°47'25"	226°20'	80,016

Darigayos Pt. Line 56 (Darigayos Pt.- Dile Pt.)	16°50'15"	120°20'00"	179°58'	81,616
Dile Pt. Line 56a (Dile Pt.- Pinget I.)	17°34'30"	120°19'58"	188°27'	12,060
Pinget I. Line 56b (Pinget I.- Badoc I.)	17°40'58"	120°20'58"	192°46'	27,170
Badoc I. Line 57 (Badoc I.- Cape Bojeador)	17°55'20"	120°24'22"	195°03'	65,270
Cape Bojeador Line 58 (Cape Bojeador- Dalupiri I.)	18°29'30"	120°34'00"	222°16'	101,740
Dalupiri I. Line 59 (Dalupiri I.- Catanapan Pt.)	19°10'15"	121°13'02"	213°29'	25,075
Catanapan Pt. Line 60 (Catanapan Pt.- Dequey I.)	19°21'35"	121°20'56"	202°27'	116,870
Dequey I. Line 61 (Dequey I.- Raile)	20°20'06"	121°46'35"	180°47'	42,255
Raile Line 62 (Raile-Y'ami I. (W))	20°43'00"	121°46'55"	200°30'	48,140
Y'ami I. (W) Line 63 (Y'ami I. (W)- Y'ami I. (M))	21°07'26"	121°56'39"	238°40'	237
Y'ami I. (M) Line 64 (Y'ami I. (M)- Y'ami I. (E))	21°07'30"	121°56'46"	307°08'	1,376
Y'ami I. (E)	21°07'03"	121°57'24"		

2. HISTORIC CLAIMS

Presidential Decree No. 1596

Declaring Certain Areas Part of the Philippine Territory and Providing for their Government and Administration

Whereas, by reason of their proximity the cluster of islands and islets in the South China Sea situated within the following:

Kalayaan Island Group

From a point [on the Philippine Treaty Limits] at latitude 7°40' North and longitude 116°00' East of Greenwich, thence due and West along the parallel of 7°40' N to its intersection with the meridian of longitude 112°11' E, thence due north along the meridian of 112°10' E, to its intersection within the parallel of 9°00' N, thence northeastward to the intersection of the parallel of 12°00' N to its intersection with the meridian of longitude 114°30' E, thence, due East along the parallel of 12°00' N to its intersection with the meridian of 118°00' E, thence, due South along the meridian of longitude 118°00' E to its intersection with the parallel of 10°00' N, thence Southeastwards to the point of the beginning at 7°40' N, latitude and 116°00' E longitude.

are vital to the security and economic survival of the Philippines.

Whereas, much of the above area is part of the continental margin of the Philippine archipelago;

Whereas, these areas do not legally belong to any state or nation but by reason of history, indispensable need, and effective occupation and control established in accordance with international law, such areas must now be deemed to belong and subject to the sovereignty of the Philippines;

Whereas, while other states have laid claims to some of these areas, their claims have lapsed by abandonment and can not prevail over that of the Philippines on legal, historical and equitable grounds.

Now therefore, I, Ferdinand E. Marcos, President of the Philippines, by virtue of the power vested in me by the Constitution, do hereby decree as follows:

Section 1, The Area Within the Following Boundaries:

From a point [on the Philippine Treaty Limits] at latitude 7°40' North and longitude 116°00' East of Greenwich, thence due and West along the parallel of 7°40' N to its intersection with the meridian of longitude 112°11' E, thence due north along the meridian of 112°10' E, to its intersection within the parallel of 9°00' N, thence northeastward to the intersection of the parallel of 12°00' N to its intersection with the meridian of longitude 114°30' E, thence, due East along the parallel of 12°00' N to its intersection with the meridian of 118°00' E, thence, due South along the meridian of longitude 118°00' E to its intersection with the parallel of 10°00' N, thence Southeastwards to the point of the beginning at 7°40' N, latitude and 116°00' E longitude;

including the sea-bed, sub-soil, continental margin and air space shall belong and be subject to the sovereignty of the Philippines. Such area is hereby constituted as a distinct and separate municipality of the Province of Palawan and shall be know as "Kalayaan."

Section 2, Pending the election of its regular officials... the administration and government of the area shall be vested in the Secretary of National Defense or in such officers of the Civil government or the Armed Forces of the Philippines as the President may designate.